

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
LAFAYETTE-OPELOUSAS DIVISION**

Penny Choate

Civil Action No. 05-0298

versus

Judge Tucker L. Melançon

Jo Anne Barnhart, Comm.  
Social Security Adm.

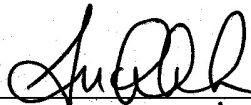
Magistrate Judge Methvin

**JUDGMENT**

This matter was referred to United States Magistrate Judge Mildred E. Methvin for Report and Recommendation. No objections have been filed. The Court concludes that the Report and Recommendation of the magistrate judge is correct and thereby adopts the conclusions set forth therein.

Accordingly, IT IS ORDERED that this case is REVERSED and that Penny Chaote be awarded benefits consistent with an onset date of August 15, 1999.<sup>1</sup>

Thus done and signed this 1<sup>st</sup> day of March, 2006 at Lafayette, Louisiana.



Tucker L. Melançon

UNITED STATES DISTRICT JUDGE

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<sup>1</sup> This constitutes a “final judgment” that triggers the filing period for an EAJA fee application. *Shalala v. Schaeffer*, 509 U.S. 292, 113 S.Ct. 2625, 2631 (1993), *Freeman v. Shalala*, 2 F.3d 552 (5<sup>th</sup> Cir. 1993).